S.B.CRIMINAL MISC. BAIL APPLICATION NO.3666/2006

Date : 28.08.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Umesh Shrimali for the applicants.
Mr. Vishnu Kachhawaha, Public Prosecutor for State.

I have heard learned counsel for the applicants as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

In this case, complaint has been filed under Sections 498A and 494 IPC after 18 years of the marriage.

The contention of learned counsel for the applicants is that the applicants are father-in-law, mother-in-law and sisters-in-law and it is suffice to say that after 18 years of the marriage, allegations have been made and that itself is sufficient to show that the applicants have been involved falsely in this case.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me.

Taking into consideration overall facts and circumstances of the present case, I deem it just and proper to grant anticipatory bail to the applicants. Accordingly, it is directed that in the event of arrest of applicants (1) Heera Lal son of Dhukal Jat (2) Smt. Lali wife of Heera Lal Jat (3) Smt. Bali D/o Heera Lal Jat W/o Jagdish and (4) Smt. Fatya Devi D/o Heera Lal Jat W/o Shanker Lal Jat by I.O./S.H.O. in FIR No.172/2006 P.S. Sadar, Bhilwara, they shall be released on bail provided each of them furnishes a personal bond in the sum of Rs.30,000/- alongwith two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of Investigating Officer on the following conditions:-

(i)That they shall make themselves available for interrogation by a police officer as and when required;

(ii)That they shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing

such facts to the Court or to any police officer and;

(iii)That they shall not leave India without the previous permission of the Court.

(SATYA PRAKASH PATHAK), J.

vijayant